

ORDINANCE NO. 2782 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE A POWER DISTRIBUTION EASEMENT IN FAVOR OF SALT RIVER PROJECT LOCATED AT 65th AND MISSOURI AVENUES; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE BE RECORDED.

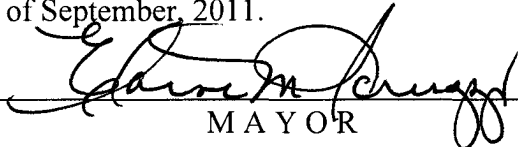
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the City Council hereby approves the Power Distribution Easement and all the terms and conditions thereto and directs that the City Manager for the City of Glendale execute said document granting Salt River Project an easement upon, across, over and under the surface of certain property located within existing City property, in the form attached hereto as Exhibit A. The legal description is contained in the Easement.

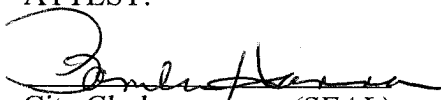
SECTION 2. That the City hereby reserves the right to use the easement premises in any manner that will not prevent or interfere with the exercise by Salt River Project of the rights granted hereunder; provided, however, that the City shall not obstruct, or permit to be obstructed, the easement premises at any time whatsoever without the express prior written consent of Salt River Project.

SECTION 3. That the City Clerk be instructed and authorized to forward a certified copy of this ordinance for recording to the Maricopa County Recorder's Office.

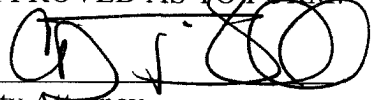
PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 13th day of September, 2011.


MAYOR

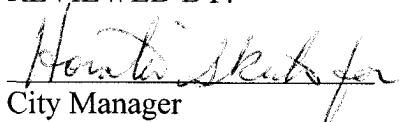
ATTEST:


City Clerk (SEAL)

APPROVED AS TO FORM:


City Attorney

REVIEWED BY:


City Manager

Recorded by:
City Clerk
City of Glendale
5850 West Glendale Avenue
Glendale, AZ 85301-2599

ORDINANCE NO. 2782 NEW SERIES

ELAINE M. SCRUGGS
MAYOR

ATTEST:

PAMELA HANNA
City Clerk

STATE OF ARIZONA)
County of Maricopa) ss
City of Glendale)

(SEAL)

APPROVED AS TO FORM:

CRAIG TINDALL
City Attorney

I, the undersigned, Darcie McCracken, being the duly qualified Deputy City Clerk of the City of Glendale, Maricopa County, Arizona, certify that the foregoing Ordinance No. 2782 New Series is a true, correct and accurate copy of Ordinance No. 2782 New Series, passed and adopted at a regular meeting of the Council of the City of Glendale, held on the 13th day of September, 2011, at which a quorum was present and voted in favor of said Ordinance.

REVIEWED BY:

Given under my hand and seal this 16th day of September, 2011.

HORATIO SKEETE
Assistant City Manager


DEPUTY CITY CLERK

EXHIBIT-FOR REFERENCE ONLY

WHEN RECORDED MAIL TO:

SALT RIVER PROJECT
Land Department/PAB400
P. O. Box 52025
Phoenix, Arizona 85072-2025

POWER DISTRIBUTION EASEMENT

Maricopa County
Parcel # 144-58-100

NW ¼ of Sec 18, T2N, R2E

Agt. KB
SRP Job No. KJ9-5073
AMP Nob No. 81066367

W KB C RJR

CITY OF GLENDALE, an Arizona municipal corporation,

hereinafter called Grantor, for and in consideration of the sum of One Dollar, and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant and convey to **SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT**, an agricultural improvement district organized and existing under the laws of the State of Arizona, its agents, employees, contractors and permittees and its and their respective successors and assigns, hereinafter called the Grantee, a non-exclusive easement in, upon, over, under, across, through and along the lands hereinafter described (such lands hereinafter described being sometimes referred to herein as the "Easement Parcel") to construct, install, reconstruct, replace, remove, repair, operate and maintain underground electrical conductors, conduits, pipes, cables, vaults, pads, switching equipment, enclosures, manholes and transformers and all other appliances, appurtenances and fixtures (collectively "Facilities") for the transmission and distribution of electricity and for all other purposes connected therewith at such locations and elevations, in, upon, over, under, across, through and along the Easement Parcel as Grantee may now or hereafter deem convenient or necessary from time to time, together with the right of ingress and egress to, from, across and along the Grantor's Property.

The lands in, upon, over, under, across, through and along which this easement is granted are situated in the County of Maricopa, State of Arizona, and are more particularly described as:

Grantor's Property:

TRACT "A" MARYVALE TERRACE NO. 20A, ACCORDING TO THE PLAT OF RECORD IN THE OFFICE OF THE MARICOPA COUNTY RECORDER IN BOOK 79 OF MAPS, PAGE 19, MORE SPECIFICALLY DESCRIBED IN WARRANTY DEED, DOCKET 3801 PAGE 94, OFFICIAL RECORDS OF MARICOPA COUNTY, ARIZONA.

EXHIBIT-FOR REFERENCE ONLY

Easement Parcel:

Said easement being described as the "LIMITS OF THIS EASEMENT" and delineated on Exhibit "A" (FEEDER TIE GM132/MV144, SRP Job No. KJ9-5073 AND AMP No. 81066367), prepared by Salt River Project A.I. & Power District, dated 5/6/11, said Exhibit "A" attached hereto and made a part hereof. Said easement ALSO to include the equipment pads area as described and/or depicted on said Exhibit "A".

CAUTION: Facilities placed within the Easement Parcel may contain high voltage electrical equipment. Notice is hereby given that the location of underground electrical conductors or facilities must be verified as required by Arizona Revised Statutes, Section 40-360.21, et. seq., Arizona Blue Stake Law, prior to any excavation.

Grantor shall maintain a clear area that extends 3.00 feet from and around all edges of all transformer pads and other equipment pads, and a clear operational area that extends 12.00 feet immediately in front of all transformer and other equipment openings. No obstruction, trees, shrubs, fixtures or permanent structures shall be placed within said areas.

Grantor shall not construct, install or place, or permit to be constructed, installed or placed any building or other structure, plant any trees, drill any well, store materials of any kind, or alter ground level by cut or fill, within the area of the Easement Parcel.

Grantee shall have the right (but not the obligation) to trim, cut and clear away trees, brush or other vegetation on, the Easement Parcel whenever in its judgment the same shall be necessary for the convenient and safe exercise of the rights herein granted.

By accepting this easement, Grantee agrees to restore the surface of the Easement Parcel upon completion of the initial installation and any subsequent construction, reconstruction, repair or maintenance work that may be required.

In the event Grantee records a document to formally abandon the easement granted herein, all Grantee's rights hereunder shall cease, except the right to remove any and all property placed upon the Easement Parcel within a reasonable time subsequent to such abandonment.

The covenants and agreements herein set forth shall extend and inure in favor and to the benefit of and shall be binding on the heirs, administrators, executors, personal representatives, legal representatives, successors (including successors in ownership and estate), assigns and lessees of the Grantor and Grantee.

EXHIBIT-FOR REFERENCE ONLY

IN WITNESS WHEREOF, **CITY OF GLENDALE**, an Arizona municipal corporation, has caused its name to be executed by its duly authorized representative(s), this _____ day of _____, 2011.

CITY OF GLENDALE, an Arizona municipal corporation

Ed Beasley, City Manager

APPROVED AS TO FORM:

ATTEST:

Craig Tindall, City Attorney

Pam Hanna, City Clerk

STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

The foregoing instrument was acknowledged before me this _____ day of _____, 2011, by Ed Beasley, City Manager for the **CITY OF GLENDALE**, an Arizona municipal corporation of the State of Arizona, on behalf of the corporation for the purposes therein contained.

Notary Public

My Commission Expires:

Note: This instrument is exempt from the real estate transfer fee and affidavit of legal value required under A.R.S. Sections 11-1132 and 11-1133 pursuant to the exemptions set form in A.R.S. Sections 11-1134(A)(2) and (A)(3).

EXHIBIT-FOR REFERENCE ONLY

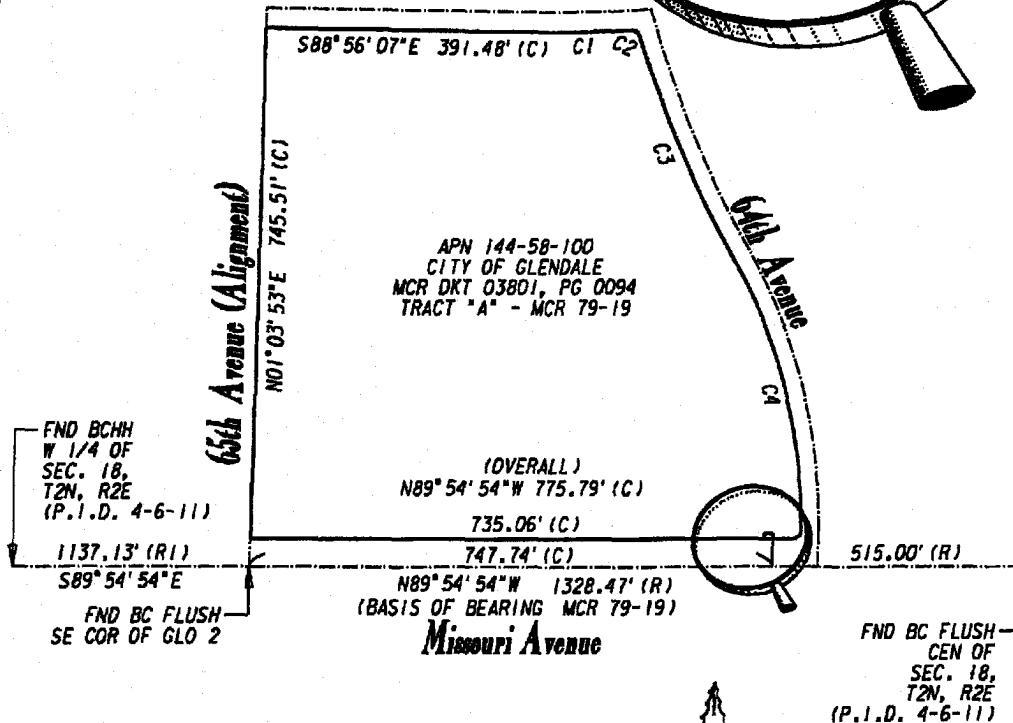
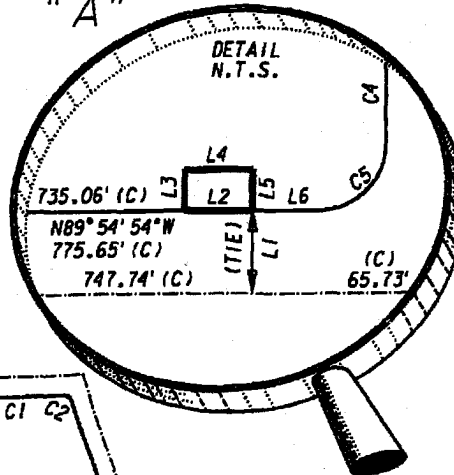
LINE TABLE

NO.	BEARING	DISTANCE
L1	N00°05'06"E	40.00' (C)
L2	N89°54'54"W	12.00' (C)
L3	N00°08'11"W	7.50' (C)
L4	S89°54'54"E	12.00' (C)
L5	S00°08'11"E	7.50' (C)
L6	N89°54'54"W	28.73' (C)

CURVE TABLE

NO.	RADIUS	LENGTH	DELTA
C1	1776.62'	131.71' (R)	04°14'52"
C2	12.11'	16.25' (C)	76°53'50" (R)
C3	1574.02'	353.15' (R)	12°51'18"
C4	810.42'	413.38' (R)	29°13'31"
C5	12.00'	18.85' (R)	90°00'08"

EXHIBIT "A"



LEGEND

---	SECTION AND CENTERLINE
---	PROPERTY LINE
---	LIMITS OF THIS EASEMENT
(R)	MCR 79-19
(RI)	MCR 08-0880525
(C)	OFFICE CALCULATIONS
P.I.D.	PREVIOUS INSPECTION DATE
N.T.S.	NOT TO SCALE

CAUTION:

THE EASEMENT LOCATION AS HEREON DELINEATED MAY CONTAIN HIGH VOLTAGE ELECTRICAL EQUIPMENT. NOTICE IS HEREBY GIVEN THAT THE LOCATION OF UNDERGROUND ELECTRICAL CONDUCTORS OR FACILITIES MUST BE VERIFIED AS REQUIRED BY ARIZONA REVISED STATUTES, SECTION 40-380.21, ET. SEQ., ARIZONA BLUESTAKE LAW, PRIOR TO ANY EXCAVATION.

NOTES:

THIS EXHIBIT IS INTENDED TO ACCOMPANY AN EASEMENT. ALL PARCELS SHOWN WERE PLOTTED FROM RECORD INFORMATION, AND NO ATTEMPT HAS BEEN MADE TO VERIFY THE LOCATION OF ANY BOUNDARIES SHOWN. THIS IS NOT AN ARIZONA BOUNDARY SURVEY.



SCALE
1" = 200'

NOTES:

SYMBOLS MAY NOT BE TO DRAWING SCALE, SO AS TO BETTER ENHANCE GRAPHICAL REPRESENTATION.

SRP JOB NO. KJ9-5073 AMP NO. 81066367
SALT RIVER PROJECT A.I. & POWER DISTRICT
FEEDER TIE GM132/MV144 NW 1/4, SEC. 18, T2N, R2E UNDERGROUND ELECTRIC POWER LINE RIGHT-OF-WAY MARICOPA COUNTY, ARIZONA
DESIGNED: GYLLENSKOG AGENT: BOCKMANN DRAWN: V Harding CHK'D BY: DATE: 5/6/11 APPROVED: GS SCALE: 1" = 200' SHEET 1 OF 1